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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

THOMAS KENNEDY HELM IV, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
UNITED STATES OF AMERICA, )  
 )  
Defendant. )

No. CV 10-4634 RS

**STIPULATION AND ~~PROPOSED~~  
ORDER TO EXTEND TIME FOR  
FEDERAL DEFENDANT TO FILE A  
RESPONSIVE PLEADING AND/OR  
ANSWER**

The plaintiff, Thomas Kennedy Helm IV, ("Plaintiff") and the federal defendant United States Department of Labor ("Federal Defendant")<sup>1</sup> by and through their counsel stipulate to the following:

WHEREAS, Plaintiff has filed this action pursuant to the Freedom of Information Act, Title 5 U.S.C. § 552 *et seq.* ("FOIA"), seeking the disclosure of records;

WHEREAS, the Federal Defendant's responsive pleading is currently due on November 15, 2010;

WHEREAS, the Federal Defendant expects to begin the rolling production of some of the records requested by Plaintiff consistent with FOIA within the next thirty days;

WHEREAS, the Federal Defendant seeks additional time to prepare a responsive pleading and or answer;

ACCORDINGLY, the parties agree and stipulate as follows:

The parties agree that the Federal Defendant shall have until December 15, 2010 to file a responsive pleading in this action.

So Stipulated.

DATED: November 10, 2010

Respectfully submitted,

MELINDA HAAG  
United States Attorney

/s/ Melissa Sladden

MELISSA BROWN SLADDEN  
Assistant United States Attorney

DATED: November 10, 2010

MOIRA DUVERNAY  
Law Offices of Amitai Schwartz

/s/ Moira Duvernay

MOIRA DUVERNAY  
Attorney for the Plaintiff

<sup>1</sup>The Federal Defendant is specially appearing for the purposes of filing this stipulation.

~~[PROPOSED]~~ ORDER

Pursuant to the stipulation of the parties, the Federal Defendant shall have until December 15, 2010 to file and serve a responsive pleading and or answer.

IT IS SO ORDERED

Dated: \_ 11/10/10 \_\_\_\_\_



RICHARD SEEBORG  
United States District Court Judge